

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

In Re: *
PGE CORPORATION, *
and * Case No.: 19-30088 (DM)
PACIFIC GAS AND ELECTRIC * Chapter 11 (Lead Case)
COMPANY, * (Jointly Administered)
Debtors. *

* * * * *

OPPOSITION RESPONSE TO NOTICE OF THE REORGANIZED
DEBTORS FORTY-FIFTH ONMIBUS OBJECTION TO CLAIMS
(REDUCED AND ALLOWED CLAIMS)

CLAIMANT: JACQUELINE O'NEIL

CLAIM NO: 1685

CLAIM AMOUNT: \$130,604.08 (Fair Value)

EXPLANATION FOR THE AMOUNT OF THE PROOF OF CLAIM

On or about August 9, 2018, without our permission or knowledge, PGE came onto our private property and cleared about 200,000 square feet of extreme sloping land. There was no erosion control performed. Instead, debris, logs, trash, cans, a broken fence and destroyed gate were left.

On or about December 1, 2018, I returned home after being out of town for almost 2 months to find that PGE AGAIN came onto my property a second time. They cleared about another 1,000 trees - approximately 160,000 square feet with zero material management or erosion control. I've met with several PGE representatives – one guy just last week, in fact. He agreed with me that the clearing was excessive (well over 200 feet of clearing) and the material left on the slope should have been removed or chipped or something. It is a fire enhancer with so much dry kindling left all over the hill. We have been clearing it for over a year now and you can barely tell. The cost to repair and fix the damage will be almost 200x times what this order is suggesting we should be reimbursed.

I will also note that the PGE Representative who I met with last week stated that PGE is responsible for removing all of the debris and wood that they cut. You would not believe the amount of debris (including their trash) and wood that was left on our property. The amount still remaining is unbelievable. That is why I filed this claim. It seems that this is a PGE responsibility and I have no idea why I am spending upwards of \$130,000 to do their job.

We have been repairing the damage ever since the incident as we can afford to do so. There is a new gate, a new fence and some clearing of materials and some erosion control for the sloping hill. We have also moved fences from other parts of the property in an effort to control deer (and now bear) from entering and eating our crops. We estimated that we lost over \$10,000 in fruit during the 2018 season due to the missing fence (taken down by PGE) in August – the prime of our season – from a local bear.

Also, the erosion is terrible and we have not had the resources to put in the erosion control and new plantings that are necessary to preserve the hill. The estimate I have from our local landscaper is below. We are still replacing damaged fence as we can but have hoped that this claim will provide the necessary resources to fix the damage done to our property - not by the fire but actually actively by the PGE contractors. They should pay to replace and fix the damage they have done to our private property. It was certainly not within their rights or the easement that they have to access it.

You have claimed that the FMV of this claim is \$800 however, I've already spent over 20 times that amount – actually much more. That amount doesn't even fix the gate that PGE removed and “threw” into the woods – it is still there up in a tree if you can believe that. I just received this notice and have less than a week to file a response so do not have time to do an actual accounting of my expenses to date. I did meet with our landscaper and he stands by the estimate below as the actual Fair Value of needed repairs.

These are the reasons that the Bankruptcy Court should not sustain the Omnibus Objection.

My name is: Jacqueline O'Neil

My address is: 3485 Old Lawley Toll Road, Calistoga, CA 94515

My phone number is: 443-362-0990

Under penalty of perjury

Jacqueline O'Neil

November 23, 2020

Jacqueline O'Neil – property owner

Erosion Control - Area 120ft x 3000 feet

Square Feet:	360,000
Estimate to Correct:	\$ 130,604.08

Wattles - Every 50 feet	https://www.saraglove.com/products/straw-wattle-9-x-25?gclid=Cj0KCQiA-onjBRDSARIsAEZXcKadF5kqVCYtao			
Linear Feet:	7200			
Pallet of Wattles	14	25 feet	350	Linear Feet
			20.57142857	Pallets needed
			\$ 322.00	Price per Pallet
			\$ 6,762.00	Cost
			\$ 490.25	Tax
			\$ 200.00	Shipping
			\$ 7,452.25	Total Cost

Erosion Control Blankets	https://www.walmart.com/ip/DEWITT-Erosion-Control-Blanket-8-x-112-5			
Square Feet:	360,000			
Blanket		896		
Blankets needed	401.79			
		112.21	price per blanket	
	\$ 44,996			
	\$ 3,487		tax	
			Free Shipping	
	\$ 48,483		Total Cost	

Seed	https://hancockseed.com/collections/erosion-control-seed/products/hancocks-erosion-control-seed-mix			
Square Feet:	360,000			
50 lbs			covers 5,000 square feet	
	72		bags needed	
	\$ 181.99		per bag	
	\$ 13,103.28		Cost	
	\$ 1,015.50		Tax	
	free		Shipping	
	\$ 14,118.78		Total cost	

Planting hydrocover	https://www.plantingtree.com/products/triplestart-hydrocover-seed-starter?variant=912812933124&matchtype=mG_8FtW3xcHGgeA0YD3tOUKcW8xzBzepH7AV0qe3xUf8DwVMaAonOEALw_wcB			
Square Feet:	360,000			
Bag - 40 pounds		1.875	75 lbs per 1000 sq feet	
	675		bags needed	
	\$ 70.00		per bag	

\$ 47,250.00	Cost
\$ 3,661.88	Tax
free	Shipping
\$ 50,911.88	Total cost

Fence replacement -	https://www.deerbusters.com/14-gauge-pvc-coated-welded-wire/		
100 feet x 8ft	\$ 639.95		
posts	\$ 95.00		
	\$ 56.96	Tax	
	\$ 500.00	Labor	
	\$ 1,291.91	Total cost to date	

Gate replacement -	https://www.deerbusters.com/gates/dual-driveway-gates/for-7-5-deer-fence/dual-driveway-gate-for-7-5-fence/		
Gate for 8'fence	\$ 688.95		
	\$ 53.39	Tax	
	\$ 500.00	Labor	
	\$ 1,242.34	Total cost to date	

Retaining Wall at Road to Creek:	\$ 2,500.00	Estimate from Contractor
----------------------------------	--------------------	--------------------------

Supplies: Gas, Gloves, etc.	\$ 250.00
-----------------------------	------------------

Labor:			
Workers: 3 people	240	15	\$ 3,600.00
Supervisor	80	30	\$ 2,400.00
			\$ 6,000.00

Thank you for your attention to this matter on my behalf.

Jacqueline O’Neil